

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
~~MIDDLE DIVISION~~

ALFA CORPORATION, an Alabama Corporation;)
Plaintiff,)
V.) CV NO. 2:06-962-WKW-WC
ALFA MORTGAGE CORPORATION, an Indiana Corporation;)
Defendant.)

ANSWER TO COMPLAINT

Jurisdiction and Venue

1. **Alfa Mortgage, Incorporated wishes to still maintain the rejected motion to dismiss based on personal jurisdiction defense for the purpose of appeal of personal jurisdiction.**

Factual Allegations

2. **Alfa Mortgage Incorporated, not having enough knowledge to admit or deny the allegations in paragraphs 1 through 25 of the complaint filed by Alfa Corporation, chooses to deny those allegations.**

COUNT I
Trademark Infringement Under
Section 32(1) of the Lanham Act

3. **Defendant not having enough knowledge to admit or deny the allegations under count 1, chooses to deny.**

COUNT II
Infringement, Unfair Competition and Use of False Designations
Of Origin Under Section 43 (a)(1)(A) of the Lanham Act

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4. Defendant not having enough knowledge to admit or deny all allegations under count II, chooses to deny.

COUNT III
Common Law
Trademark Infringement

5. Defendant, again not having enough knowledge to admit or deny all allegations in the complaint, chooses to deny.

COUNT IV
Common Law
Unfair Competition

6. Defendant, not having enough knowledge to admit or deny each and every allegation set forth in paragraph 1 through 31 of filed complaint chooses to deny all allegations.

COUNT V
Statutory Trademark Dilution

7. Defendant again not having enough knowledge to admit or deny each and every allegation in the complaint, chooses to deny.

Prayer for Relief

WHEREFORE, Defendant Alfa Mortgage Incorporated prays that Petitioners request for judgment against defendant in paragraphs 1 through 7 in the prayer for relief be denied.

By:  10-22-2007
Corina Shelton
President, Alfa Mortgage Incorporated
4272 Terrabella Way
Oakland, CA 94619
(415) 244-4889

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
MIDDLE DIVISION

CERTIFICATE OF SERVICE

I, Corina Shelton, do hereby Certify that a true and correct copy of the foregoing has been furnished by U.S. Mail (manner of service, i.e., U.S. Mail, electronic mail, etc.) on this 23 day of October 2007, to:

ROBERT A HUFFAKER OF RUSHTON, STAKELY, JOHNSTON AND GARRETT

184 Commerce Street Montgomery Alabama 36104 and to:

JUAN C BASLOMBRIO OF DORSEY AND WHITNEY LLP

38 Technology Drive Irvine California 92618

Oct 23, 2007
Date

CJS
Signature

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DEBRA P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA